Sectt. II-27—50,006—23-11-42.

P.W. (1944) Department.

Ms SERIES.

G.O. No. 3164

Dated 15. 11. 1944

dbd

[Despatch Abstract.]

No. 22278/43-4.

Presidency Port Office,
Madras, 5th --5--1944.

From the Presidency Port Officer, Madras.

*Copy submitted to the Secretary to Government, Public Works Department, Madras, with reference to G.O.No.Ms.1742, P.W.D. dated 25-8-1937.

2. As regards alteration of the form of the lease deed approved in the above G.O., the Port Officer, Mangalore, suggests amendments thereto as specified in para 2 of his letter No.424/44-2 dated 30-3-44 and the Collector of South Kanara recommends the approval of the proposals made - vide his Endt. N.Dis.2593-44 dated 25-4-44. I request the sanction of Government thereto.

SECRETARY TO GOVT. 6 MAY 1944 2385 PUBLIC WORKS DEPT.

Presidency Port Officer.

*Letter from the Port Officer, Mangalore No.424/44-1 dated 25-2-1944.

Encl: 4 sheets.

AT/5.

TER—[Vide Rule (8)].

250 Bks.—28-2-40.

PORT.

to 29 (Contd)

ENTRY.	CLEARANCE.								
Ballast or cargo.	Ballast or cargo.	Registered tonnage.	Class.	Rate of port dues.	Amount paid at the port.	Number and date of receipt.	If not paid, name of last port of payment with number, the rate and date of receipt.	Basses and Minicoy Light dues.	Remarks.
(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)
		Grand Total			RS. A. P. 9 5 8				
B	15 46/130	G							
B	48 103/130	G					30 Inward 2.2.42 7299 11½ pm		
B	11.47	G					Inward 11.1.42 7284 11½ pm		
B	19.32	G					Inward 10.1.42 7253 11½ pm		

From the Port Officer, Mangalore.
To the Presidency Port Officer, Madras.
No.424/44-1, dated 25-2-44

Mangalore port - South reclamation area grant of sites -
Ref: Your No.2227 G1/43-1 dated 20-9-43.

The Survey of the whole area of South reclamation land has been made by the Section Officer, Calicut, and the Municipal boundary has been demarcated by the Town Surveyor on the orders of the Collector of South Kanara. The area has been made into blocks of 100 ft. long by 50 or 55 ft. broad for the purpose of leasing, vide my letter No. 1708/43-3 dated 8-9-43 and proposal for leasing was placed before the Port Conservancy Board. The Board has now resolved that a condition be included in the lease that suitable buildings should be put up in the leased plots within a period of three years of the grant of the lease - vide copy of proceedings of the special meeting held on 25-2-44 enclosed. I request that necessary steps may be taken at a very early date.

Proceedings of the special meeting of the Port Conservancy Board, Mangalore held at the Port Office, Mangalore on Friday the 25th February 1944 at 10.30 A.M.

-;-

Present

x x

I. Read Port Officer's note dated 11-1-44 regarding the lease of South Reclamation land, in plots.

Read also Resolution No.VIII dated 11-2-44.

"That the Government be requested to include a condition in the lease that a suitable building be put up in the leased plot within a period of three years of the grant of the lease.

In the meantime the question of leasing out the plots remains undecided.".

Against entry no 43 of 2.5.39, in Column 25 of the B.O. Regr. it is noted as shown "below":
Negapatam / 0-0-11¼ ps on ¾.4.39 / .645".

The discrepancy may please be explained..

(2) In the statement of particulars of collections and remittance from 30.4.39 to 6.5.39, the collections during the week as also the total have not been entered. If the balance on hand is 'nil' it should be so stated. ~~Such omissions should be avoided hereafter~~ It is returns

Encl /

DESPATCHED
12 MAY 1939

P.O.
for P.P.O 11.5

3

Proceedings of the special meeting of the Port Conservancy Board, Mangalore held at the Port Office, Mangalore on Friday the 25th February 44 at 10.30 A.M.

Read Port Officer's note dated 11-1-44 regarding the leasing of South Reclamation land, in plots.
Read also Resolution No.VIII dated 11-2-44.

2593-tdu-B

"That the Government be requested to include a condition in the lease that a suitable building be put up in the leased plot within a period of three years of the grant of the lease.

In the meantime the question of leasing out the plots remains undecided."

No. 22279/443-2.

Copy forwarded to the Collector of South Kanara District, Mangalore with reference to G.O.No.Ms.1742 P.W.D., dated 25-8-37.

As leases for the temporary occupation of port land for nonagricultural purposes by private persons or bodies are to be substituted by grants (under the Crown Grants) Act G.O.No.Ms.3148 P.W.D., dated 1-9-42, please state whether the special conditions specified in the draft lease deed referred to in G.O.No.Ms.1742 P.W.D., dated 25-8-37 may be included in the form of the Grant with the additional clause proposed by the Port Conservancy Board.

W.F. Ruffle,
Presidency Port Officer.

Copy to the Port Officer, Mangalore with reference to his No.424/44-1 dated 25-2-44.

F o r w a r d e d.

Madras, 13-3-44.

Assistant to the Presidency Port Officer.

ENTRY AND CLEARANCE RI

Mangalore

For the period from

Date. (1)	Consecutive number of Entry. (2)	Consecutive number of Clearance. (3)	Name of vessel foreign or coasting "(F)" or "C", with date and hour of arrival within geographical limits of the port. (4)	Number of crew	Colour and nationality British or British Indian or foreign. (6)	Original port from which (7)	Last port from which arrived. (8)	Last port cleared. (9)	Port of ultimate destination (10)
42	158		P. Canter Prasad No. 16.						
			9th Gon 1/1 at 3 P.M.			Goa			
		173	P. Canter Prasad						
			No. 16 9th Gon	7					Mangalore
	59		P. B. No. 160 of Calicut						
			1/1 at 6 P.M.	6	B.	Mangalore			
		174	P. B. No. 160 of Calicut	6	B.				Mangalore
		175	P. B. No. 63 of Can.	7	B.				Mangalore

From the Additional Port Officer, Mangalore.
To the Presidency Port Officer, Madras.
No.424/44-2, dated 30-3-44.

South Reclamation land - leasing of -
Ref:- Your No.2227-G1/43-2 dated 13-3-1944.

Grants under the Crown Grants Act are granted for temporary occupations of lands and are ordinarily for a period not exceeding six years at a time. The lease in respect of plots granted to private parties on the North and South Reclamation lands is for a tenure of 25 years in the first instance with option to the lessees to renew for a like period for constructing substantial buildings, Government reserving the right to enhance rent at the time of renewal of the lease on the expiry of the first 25 years tenure, in order to enable the lessees to put up pucca buildings on the site conforming to correct designs drawn to scale and approved by the Presidency Port Officer. Such being the case grants under the Crown Grants Act which are granted for temporary occupations are considered in-applicable in these cases.

It is proposed that the following amendments to the lease deed approved in G.O.No.1742 P.W.(Marine) dated 25-8-1937 would serve the purpose viz Clause 2 (3) may be amended to read as -

"Not to use the demised premises except for the purpose of erecting (.....) conforming to correct designs drawn to scale and approved by the Presidency Port Officer within a period of three years of the grant of the lease and using the same as (.....) accordingly.

Clause 2 (4) may be amended to read as:-

"To keep the demised premises and buildings or erections erected thereon in a clean and sanitary condition and in good state of repair.

Clause 2(6) may be amended to read as:-

"Not to assign or underlet or part with the possession of the demised premises or buildings or any part thereof.

No. 2227 G1/43-2.

Copy forwarded to the Collector of the South Kanara District for favour of remarks with reference to this office No.2227-G1/43-2 dated 13-3-44.

J.H.Baldwin,
Presidency Port Officer.

Forwarded.

Assistant to the
Presidency Port Officer.

MINOR PORTS FUND.

Page VI

250 Bks.—28-2-40.

CHITTA OF THE PORT OF Karwar [Vide Rule (8)].

For the period from 22/12/ *to* 31/12/ 194 1.

COLLECTOR'S OFFICE No. 20 AUG 1944 SOUTH CANARA

Deposit	Harbour craft Fees.		Ground Rent.		Overtime Fees.		Miscellaneous				Daily total.		
	Amount.	Receipt number.	Amount.	Receipt number.	Amount.	Receipt number.	Amount.	Receipt number.	Amount.	Receipt number.	Amount.		
			3 - -				8 8.		7 - -			690 3 2	
	Rs. A. P.		Rs. A. P.		Rs. A. P.		Rs. A. P.		Rs. A. P.		Rs. A. P.	Rs. A. P.	
		2491	— 4 -					2492	1000 - -				
			— 4.						1000 - -			1030 3 1	
												26 11 10	

[Herein under Letter No 2229/C 43-2 dt 13.3.44 from 17-4-44
of the Presidency Port Officer, Madras

NDis 2593-44.

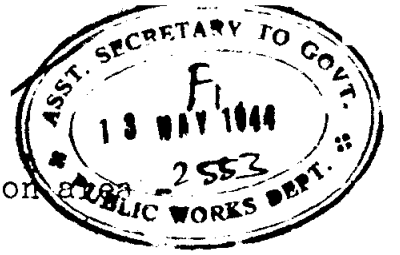
Returned to the Presidency Port Officer Madras.

2. I agree with the views expressed by the Additional Port Officer, Mangalore in his Letter No 426/44-2 dated 30-3-44 and recommend the approval of the amendments proposed therein

for Collector

25/4/44

From the Port Officer, Mangalore.
To The Presidency Port Officer, Madras.
).424/44-3 dated 8-5-1944.



Mangalore Port - Lease of South Reclamation area -
Ref. Your No.2227 G1/43-4 dated 5-5-1944.

A copy of Port Officer's note dated 11-1-1944 read in Minute No.1 dated 25-2-1944 of the Special meeting of the local Port Conservancy Board is forwarded.

No.2227 gl/43-5 & Sante.

Copy submitted to the Secretary to Government, Public Works Department, Madras in continuation of this office Endorsement No.2227 G1/43-4 dated 5-5-44.

Encl:-

Madras, 12-5-1944.

J M Balmforth
Presidency Port Officer.

MR.12. Please see the further comm^n above. The applicants in the list do not say that they require land for building purposes. The Govt. as to approval may issue.

12/5 Recd 17.5.44

17/5/44

200 Bks.—6-4-40.

1152

DUPLICATE.

time
ival
sel. } 26 3/42

Port TUTICORIN

Date 26/3/42 194

RECEIPT FOR PORT DUES.

eived from the Master / Agent of S.S. S. Nagoor Pandi arriving from

Coconada the sum of Rs. (4-11-)

) Four 11 /-

nt of Port dues on 59.97 tons under class (Co)

One annas and Three pies per ton.

PORT OFFICE

26 MAR

of the
Agent
ress.

Office date stamp. 1942

Port Officer.
Port Conservator.

NOTE FOR THE PORT CONSERVANCY BOARD.

With reference to resolution VII dated 10-12-43 of the Port Conservancy Board, the conditions of lease have been sent to all applicants for plots on the South Reclamation area and they have bee asked to state the purpose for which the land will be used by them. The replies are as follows:-

1.	A.B. Pinto & Sons	.. Marine purpose
2.	Abdul Sakoor Tayub	.. No reply received.
3.	K.P. Karuvan & Kunhikannan	.. Marine purpose
4.	T.P.K. Muhammad Kunhi & Co.,	.. "
5.	S. Mahamed Bin Mahamed	.. "
6.	P.N.S. Kamath & Co.,	.. No reply received.
7.	C. Mahamad	.. Marine purpose
8.	Haji K. Abdulkader Bava	.. "
9.	Gurpur Gun Narashimha Prabhu & Sons.	.. No reply received
10.	Mizar Annappa Pai & Sons	.. Marine purpose
11.	P. Vittal Narashimha Pai & Sons	.. "
12.	M.A. Krishna Nayak & Sons	.. "
13.	Harekal Vaman Vasudeva Pai & Sons	.. "
14.	U. Badwa Bin Savunhi	.. "
15.	Narayan Vaijappa Bhandary & Sons	.. Purpose not stated.
16.	Mizar Krishna Annappa Pai & Co.	.. Marine purpose
17.	Hindustan Commodity Corporation	.. "
18.	Nemiraj Padival (New application)	.. "
19.	Hindustan Trading & Co.,	.. "
20.	Dayananda Srinivas Shanbhogue & Co.,	.. "
21.	Pinto & Co.	.. "
22.	The Kanara Chamber of Commerce	.. Non Marine purpose (wants free of rent)

I recommend the following be given plots for Marine purpose:-

1. A.B. Pinto & Sons
2. K.P. Karuvan & Kunhi Kannan
3. T.P.K. Muhammad Kunhi & Co.,
4. S. Mahamad Bin Mahamood
5. C. Mahamad
6. Haji K. Abdulkader Bava
7. Mizar Annappa Pai & Sons
8. P. Vittal Narasimha Pai & Sons
9. M.A. Krishna Nayak & Sons
10. Harekal Vaman Vasudeva Pai & Sons.
11. U. Badwa Bin Savunhi
12. Mizar Krishna Annap Pai & Co.,
13. Nemiraj Padival.

Sd/- J.M. Balmforth,
Port Officer.

Mangalore, 11-1-44.

(Copy)

Port Office, Mangalore,)
Dated 8th May 1 9 44.)

H.C.G. Brown
Port Officer.

Jwo

MINOR PORTS FUND.

PRESIDENCY TREASURY
2 DEC 1941
MADRAS

250 Bks.—28-2-40.

CHITTA OF THE PORT OF _____ [Vide Rule (8)].

For the period from _____ *to* _____ 194 .

›sit.			Harbour craft Fees.			Ground Rent.			Overtime Fees.									Daily total.		
Amount.			Receipt number.	Amount.		Receipt number.	Amount.		Receipt number.	Amount.		Receipt number.	Amount.		Receipt number.	Amount.				
S.	A.	P.		RS.	A. P.		RS.	A. P.		RS.	A. P.		RS.	A. P.		RS.	A. P.	RS.	A.	P
																		2	6	
																		1	14	

49/1818

Pkd

Orn. No. 2383 F/47 dt 17.5.64. 8

Ports - Mangalore South Reclamation : lease deed. draft amendments.

From the PWD no 2227 GL/65-4 dt 5.3.65

The PWD is requested to report, whether, in view of the difficulty in obtaining building materials on account of the War, there is demand for ~~the~~ building sites, and whether the time limit of 3 years, proposed as an amendment to clause 2(3) of

FORM B-3. 12-2-42.

WAR CASUALTY.

Discharge Certificate.

Name (Capitals) : Age

Father's name or Husband's name :

Address :

s under in/out-patient treatment from to

Hospital/Dispensary.

Town District

Casualty Book No. Out-patient Record No.

In-patient Record No.

Suffering from

result of war injury (on)

l was discharged on

te

Medical Officer,

Hospital.

(Signature or thumb impression of the patient on this to act as a receipt.)

1. Whether patient refused to undergo any medical treatment—Yes/No.

2. Whether still incapactiated for work—Yes/No.

3. Particulars of disability due to war injury still continuing, if any.

4. Whether disability is capable of improvement—Yes/No/Doubtful.

Medical Officer.

the draft lease deed, would be

workable.

Issue 15.5.44

Dept 19/5

12-2-42.

FORM B-3.

WAR CASUALTY.

Discharge Certificate.

Name (Capitals) : Age

Father's name or Husband's name :

Address :

was under in/out-patient treatment from to

at Hospital/Dispensary.

Town District

Casualty Book No. Out-patient Record No.

In-patient Record No.

Suffering from

the result of war injury on

at

and was discharged on

Date

Medical Officer,
Hospital.

(Signature or thumb impression of the patient on this to act as a receipt.)

1. Whether patient refused to undergo any medical treatment—Yes/No.

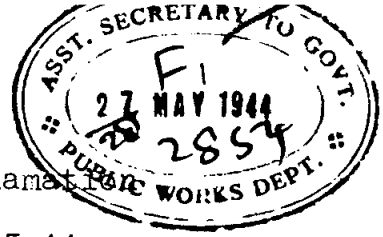
2. Whether still incapactiated for work—Yes/No.

3. Particulars of disability due to war injury still continuing, if any.

4. Whether disability is capable of improvement—Yes/No/Doubtful.

Medical Officer.

From the Port Officer, Mangalore.
To The Presidency Port Officer, Madras.
No.424/44-4, dated 22-5-44.



Sub:- Ports - Mangalore - South reclamation lease deed - draft amendment -
Ref:- Your No.2227-G1/43-6 dated 20-5-44.

There is demand for building sites on the South Reclamation. The time limit of 3 years proposed is workable.

No.2227-G1/43-7.

Copy forwarded to the Secretary to Government, Public Works Department, Madras with reference to Government Memo No.2383-F/44-1 Public Works Department, dated 17-5-1944.

Madras, 26-5-1944.

Presidency Port Officer.

Mr.26.

12

200 Bks.—6-4-40.

DUPLICATE.

time
al
l.

Port

Date 194

RECEIPT FOR PORT DUES.

ved from the Master / Agent of S.S. arriving from

the sum of Rs.

of Port dues on tons under class

annas and pies per ton.

of the
Agent
ssel.

PORT OFFICE
Office date stamp.

Port Officer.
ort Conservator.

36
29/6

29/6

L)

~~Rev. Dept~~

2383 Plan-3 &
Memo No. ~~2407 Plan~~ - 3 & 29-6-1937

Ports - (S. Kanara) - Mangalore - South Reclamation area - Lease.

The attention of the Board is invited to G.O. No. 1742 P.W.D. & 25.8.1937 ~~Rev~~ in which a ~~Govt approved the~~ draft lease deed for the lease of lands at the South Reclamation area of the Port of Mangalore who approved. It is now proposed to grant land to private persons for ~~land~~ in the South Reclamation area ~~may be granted~~ for building purposes. The Port Officer, Mangalore, considers and the Collector agrees with him that, as the grants of land under the grant Act are made for temporary occupancy for a period not exceeding six years and as the buildings have to be constructed in the South Reclamation lands have to be given for 25 years in the first instance, with provisions for renewal [illegible]

12/14

(A)

Therefore, it is not possible to make grants under the Crown Grants Act as recommended that lands may be leased in accordance with the lease deed approved in G.O. No. T 42 P. W.D. dt. 25-38-37., with suitable modifications.

But the Govt. decided in G.O. No. 103 Rev. dt. 10-4-41, that the temporary cultivation of waste lands for non-agricultural purposes should be permitted as grants under the Crown Grants Act instead of as leases or licenses or permits.

It has therefore been suggested in this connection that the Presidency Post Officer may be asked to adopt, with suitable modifications, the form of grant that was approved in G.O. No. 2421 P.W.D. dt. 14.7.42, p. 9 (W). in which land was granted to the Burmah-Shell Oil Storage & Distributing Co of India Ltd. B.O.C. Ltd., Co. Canada, for a period of 22 years under the Crown Grants Act

2. The Board of Revenue is requested to offer its remarks on the suggestion contained in para 1 above.

Sd/- V.A. 10.6.44

Sd/- 16 Aug

Sd/- illegible

Sd/- illegible 26/8

The Board of Revenue (in copies of letters - pp. 1-5 Ct.)

Revenue Department.

Ports- Land (South Canara) Mangalore- South Reclamation Area- Temporary grant- Conditions- Report- Submitted.

4962

--

Rout. No. 3548.

Madras. 3rd August 1944.

From

Sri. Rao Sahib S. Virupaksha Chetti, B.A.,
Jt. Secretary, Board of Revenue, Madras.

To

C.C. Wood Esq., M.A.E., I.C.S., Commr. of Land Rev. and Excise, Dep. Rev. & Comml. Taxes.

--

Read the following :-

Memorandum from Government, Public Works Dept., No. 2383 F/44-3 dated the 29th June 1944.

Resolution

In their Memorandum, cited above, the Government have asked the Board whether the form of grant approved in P.C. No. 2421 P.W.D. dated 14th July 1942 may be adopted with suitable modifications in respect of the grant of lands the South Reclamation area, Mangalore to private persons ~~of~~ for building purposes. The Board submits that ~~it~~ this order of grant is in the form printed in Appendix XXX-A to B.S.O. No.24-A except that the period of notice in condition 18 of the order of grant to be given by the Government or the grantee is fixed as 12 months. Under B.S.O. No.24 A para 6, the period of notice may normally be six months in the case of grants of or more than a year. The period of notice may therefore be fixed as six months in the present case.

The grant of land to the Burmah Shell Co., was for oil installation purposes. In the present case the grant of land is for building purposes. Special conditions relating to payment of compensation to the grantee for the masonry structures on the termination of the grant and renewal of the grant for a further period of 25 years from the period of expiry of the grant have therefore been embodied in paragraphs 4(b) and 4(c) in the draft order of grant approved in G.O. No.Ms.1742 R.D. dated 25th August 1937. The Board considers that these conditions are necessary, and that the form of order of grant printed in Appendix XXX to B.S.O. No. 24-A may be adopted embodying these conditions also. In G.O. No. Ms.1256 Revenue dated 21st June 1944 the Government sanctioned the temporary grant of land to the Cochin Club subject to similar conditions.

True extract)

for Jt. Secretary.

To the Secretary to Government, Public Works Dept.

B.S.O. 5.8.

ambalam etc Punjai west by S.No. 2/1 ... ... 2 - 30

Total. 61 - 37.

Melwaramdar for all the above fields.

The Raja of Ramnad represented by the Court of wards, Estate Manager, Ramnad.

S. Pitchumpillai
Nov 38

Tahsildar.

Ia
26438

Ia Subcdn 3538

do
30538

Estate Manager
4538

Ia
(4)

Om No 2313 Plan 5 & 29 Secn

Ports - Mangalore - South Reclamation area - Temporary grant Condition

From the DPO. no 2227 Sh(E3-78) dt 26.8.78

The DPO is informed that the form of Order of Grant printed in Appendix XXX-A to B.S.O. no 24.A should be adopted in this case with suitable modifications providing for ~~the following conditions~~

(a) the period of notice as required in Condition 18 of the form, as six months

(b) the Conditions embodied in para

~~2~~ 16

4(b) and 4(c) in the draft order of MP3-45 (L)

lease deed approved in Rc 1742 Pw of

25.8.1937.

The Opp is requested to submit

a draft of the ~~lease deed~~ or form for the approval

of Govt.

Sd. Illegible

28/8/37

Spl. Case 30/8

Illegible

Presidency Port Offic
Madras, 18--10--194..

No. 2189 gl/m - 3

From the Presidency Port Officer, Madras.

*Submitted to the Secretary to Government, Public Works Department, Madras, for favour of approval with reference to Government Memo No. 2383-F/44-5, P.W.D., dated 29-8-44.

F 15-11 auth

19 OCT 1944
6294

Presidency Port Officer.

*Draft grant for the occupation of south reclamation area.

AT/18.

11/10 20 surface added

Form V.

300 Bks.—21-3-40.

No. 1708

(Miscellaneous.)

To S. Habibu Mohamed. Tindal of S. A. Nayagh

Dr.

	RS.	A.	P.
Overtime fees to Port Staff to supervise landing of Coral stones. on 9.10.40 from 9am. 2 pm	1	14	-
Rupee one /14/- * Total Rupees	1	14	-

*In words.

Contents received.

Port Office, Negapatam

Dated 12.10.1940.

Clerk.

Port Officer

DRAFT FOR APPROVAL.

	Initials.	
When received for fair copying ..		
When copied ..		
When examined..		
When signed ..		
When despatched.		

SUBJECT :— Ports - Mangalore.

South Reclamation land - Temporary grant - draft order of grant approved.

READ AGAIN G.O. No. 1742 PWD (Marine), dated 25 - 8 - 1937

" " G.O. Ms No. 2421 PWD (Marine), 14 - 7 - 1942

READ *ALSO* :—

No. 2383 From the President, Port officers, No. 2227 gl/43-4 dated 5-5-1944

" To, — do — " 2227 gl/43-5 & 12.5.44

" From — do — " 2383 F/44-1 & 17.5.1944

" To — do — " 2227 gl/43-7 & 26-5-1944

~~Order Ms. No.~~ ~~Resolution Rout. No.~~ From Board of Rev 2383 F/44-3 & 29.6.1944

To — do — Mr. Rout. 3548 & 3.8.1944

From the P.P.O — 2383 F/44-5 & 29.8.1944

~~No. 2189 gl/44-3 & 18.10.44~~

ORDER MS No. 3164 P.W. & 15-11-1944

The draft order

grant of lands in Mangalore Port, South Reclamation area to private parties as approved by the Government is annexed hereto.

WE
SALUTE

Annexure [H.E pp 20-22 infra

To the P.P.O ✓
.. Collector, S. Kanara
.. Board of Rev ✓
.. Revenue Deptt ✓
.. Legal Deptt. ✓

DRAFT ORDER OF GRANT OF STATE LANDS FOR TEMPORARY OCCUPATION FOR NON-AGRICULTURAL PURPOSES.

--*--

5

The land specified in the schedule is hereby granted to (name and address of the grantee) for temporary occupation for a period of 25 (twenty-five) years commencing from , subject to the following conditions to which the aforesaid grantee has agreed:-

(1) The grant is liable to cancellation if it is found that it was grossly inequitable or was made under a mistake of fact or owing to misrepresentation or fraud or that there was an irregularity in the procedure. Cancellation on any of these grounds may be ordered by any authority to whom the sanctioning authority is administratively subordinate.

(2) In the event of such cancellation of the grant, the grantee shall not be entitled to compensation for any loss caused to him by the cancellation.

(3) The grantee shall not transfer to any other person the rights hereby conveyed to him, without the previous sanction of the authority which has made the grant.

(4) The grantee shall, so long as the grant be in force, pay in advance to the Government annually a sum of Rs. clear off all deductions, the first of such payments having been made on the day of and the subsequent annual payments on the corresponding day of the succeeding years.

(5) The grantee shall bear, pay and discharge all existing and future municipal and other taxes, charges, assessments and outgoings payable in respect of the land as a result of his occupation of the same.

(6) The grantee shall not use the land or suffer it to be used except for the purposes of the which are the following:-

(7) The grantee shall erect within a period of three years of the grant in accordance with the designs drawn to scale and approved by the Presidency Port Officer, Madras.

(8) The land and the building(s) thereon shall not be used for political meetings.

(9) The grantee shall not, except as provided in condition (7), erect any buildings, fences or structures of a permanent or temporary character on the land without the previous written sanction of the assigning authority.

(10) The grantee shall maintain the ~~said~~ land in a clear and sanitary condition to the satisfaction of the assigning authority and shall also maintain the structures, if any, erected thereon as aforesaid, in good and substantial repair to the satisfaction of the assigning authority.

(11) The grantee may uproot, cut down or destroy such trees, plants, groves or bushes as, in the opinion of the assigning authority, it is necessary to uproot, cut down or destroy, to make the land fit for the purposes of and may take them free of charge and dispose of them in any manner he likes. The grantee may level the ground by removing embanked pathways and filling up low-lying places or the land so as to make the ground fit for the purpose of and may mow and cut the grass thereon and dispose of the same in any manner he likes and do any work on the land which, in the opinion of the assigning authority, is necessary for such purpose.

(12) The grantee shall remove immediately any unauthorised building, fence or structure, on receiving notice from the assigning authority and in default of immediate compliance with any such notice, the assigning authority shall have power to remove the same and the grantee shall, upon demand made by or on behalf of the assigning authority, pay the cost of removal and the cost of storing the materials removed and take delivery of the same. The grantee shall have no claim to any materials removed under this condition which shall not have been taken delivery of or the cost of removal and storage of which shall not have been paid by the grantee on demand made as aforesaid.

(13) The grantee shall not, without the previous written sanction of the assigning authority, permit any person to use the land or any structure thereon or any portion of the land or structure except as provided in condition (6).

(14) The grantee shall, on the termination or revocation of this grant, restore the ~~said~~ land to the assigning authority in as good a condition as is consistent with ~~the consistent with~~ the foregoing conditions.

(15) The grantee shall be answerable to the Government ~~of Madras~~ for all or any injury or damage done to the ~~said~~ land and other Government property thereon except as is permitted by the foregoing conditions.

(16) The assigning authority may revoke the grant wholly or in part, if the ~~charge~~ amount specified in condition (4) ~~above~~ or any part thereof shall remain unpaid for 15 days after it has become payable, whether formally demanded or not, or if the grantee shall have broken any of the conditions of the grant herein contained and assume control or otherwise dispose of all or any part of the land and any buildings, fences and structures thereon and the grantee shall not be entitled to any compensation therefor.

(17) If the amount specified in condition (4) ~~above~~ or any part thereof is in arrear, it shall also be competent for the assigning authority to recover the same from the grantee as an arrear of land revenue.

(18) If and whenever the ~~Provincial~~ Government shall require the land herein specified for a public purpose (the decision of the Presidency Port Officer, Madras, as to the same being final) it shall be lawful for the assigning authority to give six calendar months' previous notice in writing of the intention to revoke the grant and on expiry of the period fixed in such notice the present grant and every clause or thing herein contained shall become null and void. The grantee shall be entitled to compensation only for the masonry structures put up on the land by the grantee in accordance with the conditions herein contained. The decision of the assigning authority as to the amount of compensation payable to the grantee shall be final and binding on the grantee and shall not be open to question or objection. The grant shall be terminable by the grantee by giving to the assigning authority six calenda months' notice in writing but without prejudice to any right of action or remedy of the assigning authority in respect of any antecedent breach of any of the foregoing conditions. The grantee shall not, in case of such revocation or termination be entitled to any compensation in respect of any buildings, fences and structures on the land or of any other improvements effected by the grantee to the land but he may before the revocation or termination of the grant takes effect, or if the grant is revoked without notice within such time as may be allowed by the assigning authority in that behalf, remove such buildings, fences and structures.

(19) If the grantee be desirous of taking a renewed grant of the land for a further terms of twentyfive years from the expiration of the term hereby granted and shall prior to the expiration of such last mentioned term give to the Presidency Port Officer, Madras, six calendar months' previous notice in writing and shall

pay

pay the sum hereby reserved and observe and perform the several conditions and agreements herein contained and on the part of the ~~lessee~~ to be observed and performed up to the expiration of the ~~said~~ term hereby granted, the assigning authority will upon the request and at the expense of the grantee, grant to ~~the~~ him ~~lessee~~ a renewed grant for a further term of twenty-five years at such sum as may then be fixed but otherwise ~~on~~ upon the like terms and under and subject to the like conditions and agreements as are contained in this grant other than this present condition for renewal and the provision for compensation for masonry structure contained in clause (18). ~~above.~~

(20) The grant includes all rights, easements and appurtenances belonging to the land or reputed to belong to it or usually held or enjoyed with it. The existing and customary rights of the Government and the public in roads and paths and rivers, streams and channels running through or bounding the land and the right of the Government to the mines and quarries, subjacent to the ~~said~~ land are, however, reserved and are in no way affected by the grant.

HEDULE.

District. (1)	Taluk (2)	village (3)	No. (4)	Survey No. (5)	Area (6)	Boundaries (7)
						North
						South
						East
						West

Place and Date

Signature and designation of Assigning authority.

ANNEXURES.

Plan(s) if any (to be specified)

Ports – Mangalore – S. Reclamation area – lease.

From the P.T.O. No 2227 ಕಛೇರಿಯ ದಿ 5.7.38
2227 ಕಛೇರಿಯ ದಿ 26.7.38

US

Please see the P.T.O's reference and encls: at pp 1-5 c.f.

2. In G.O. No 1742 P.W. dt 25.8.1937, the Govt. approved the draft lease deed for the lease of lands at the South Reclamation area of the Port of Mangalore. Subsequently however, the Govt. decided in G.O. No 103 Res. dt 16.1.1941 that temporary occupation of State lands for non-agricultural purposes should be permitted as grants under the Crown Grants Act, instead of as leases, licenses or permits. Accordingly, further grants of land ~~in~~ in the Port premises have been made under the above said Act. – vide (✓).

The proposal now is that lands in the South Reclamation Area ~~should~~ may be granted to persons for building purposes. The P.O. Mangalore considers, and the Collector agrees with him, that as the grants of land under the Crown Grants Act are made for temporary occupations for periods not exceeding six years, and as buildings have to be constructed in the South Reclamation area, lands have to be given for twenty four years in the first instance with prospects of renewal and therefore ~~grants under the~~ it is not possible to give grants

3. Mr. Morris' age on the date proposed for promotion was 39 years, 5 months and 9 days; service 15 years, 10 months and 19 days. On 1st February, 1941, he had officiated as Assistant Mechanical Engineer, Senior Scale, for varying periods from 1933 to 1941 aggregating 6 years, 4 months and 26 days. His work is reported to be satisfactory.

4. Mr. Ramaswamy's age on the date proposed for promotion was 26 years, 2 months and 21 days; service 3 years, 5 months and 30 days. On 1st February, 1941, he had officiated as Assistant Mechanical Engineer, Junior Scale, for a period of 4 months and 22 days.

He passed the Departmental Examinations qualifying him for the post of an Assistant Mechanical Engineer, Junior Scale.

5. The salaries proposed are in order, *vide* the Chief Auditor and Accountant's certificate attached.

6. If the Board approve of my recommendations I shall be glad if you will kindly communicate their sanction.

224.—Commercial Department—Superior Cadre—Acting arrangement.

A. L. No. W. 1718/IV/772/413 of 29-6-'40.
Board's Telegram dated 21-8-'40.

Mr. H.G. Carpenter, Deputy Commercial Manager, has been granted privilege leave for one month with effect from 28th June 1941. He will spend the leave in India.

2. In the post of Deputy Commercial Manager, thus rendered temporarily vacant, I have sanctioned the following acting arrangement under the powers delegated to me in the second of the above-quoted references:—

Mr. D. O. Thomas, District Transportation Superintendent, Senior Scale (Rs 550—1,300) pay Rs 1,200 plus £ 30 Sterling Overseas Pay, 21st year of service	to act as	Deputy Commercial Manager, (Scale Rs 1,750—50—1,900) on Rs 1,750 plus £ 13-6-8 Sterling Overseas Pay per mensem, *vice* Mr. H. G. Carpenter.

3. The acting salary proposed is in order, *vide* the Chief Auditor and Accountant's certificate attached.

225.—Compensation under the Workmen's Compensation Act in favour of Trollyman Raghoo Soma, Mormugao Harbour.

E. No. E. 597/II/1267 of 11-10-'28.
B. L. No. 9285 of 29-11-'28.

While removing a spike from a sleeper, Trollyman Raghoo Soma sustained an injury to his right palm. This resulted in temporary partial disablement, and he was placed on the sick-list.

under the Crown Grants Act, ~~and therefore~~ We therefore that the lands may be leased ~~to them~~, ~~with~~ in accordance with the lease deed approved in 1937, with suitable amendments. Attention is, however, invited in this connection to G.O. No 2421 P.W.D. 14.7.42 in which the Govt. approved the draft form of grant of land to the B.O.C. Ltd. Cocanada for a period of 22 years under the Crown Grants Act. On the same analogy it seems that the P.W.D. may be asked to adopt the form of grant, with suitable modifs: to persons who are willing to apply for it; and it does not seem necessary to make a departure in this case, and adopt the form of lease deed approved in 1937.

Revenue may see for remarks.

[signature] 6/6/44

[signature] 7/6/44

[signature] 10/6/44

P.W.D. No 2383 Plan-2 dt 12.6.44 To RS.

Rev. Dept

Please see the letter from the Presidency Post Offi and its enclosures on pp 1-5 C/F and the P.W.D. Sec on pp 1-2 above. The remarks of the Board of Re on the P.W.D.'s suggestion at 'M' above may be called for. A draft memo to the Board is submit for approval.

[signature] 19.6.44

The memo may issue as P.W. will doubtless like to see the repl [signature] 22.6.44 P.W.

RS

Yes. Enclosure [signature]

Revenue 2107 Plan-1 22-6-44

ASST. SECRETARY TO GOVERNMENT 2107 F 19 JUN 1944 REVENUE DEPT.

The memo: may be approved for issue in this Dept [signature] 23/6/44

[signature] 23/6/44

[signature] 23/6/44

[signature] 23/6/44

2383 Plan-2

The estimate has been verified by the Chief Auditor and Accountant and has not been countersigned by the Government Examiner as it is chargeable to A2800. 28-6-'41.

8. If the Board approve, I shall be glad if you will kindly communicate their approval to the estimate.

9. As, however, under present conditions this will take some time and owing to its urgency the work is already in progress, application has, in anticipation of the Board's approval, already been made for the Railway Board's sanction to the estimate.

223.—Mechanical Department—Superior Cadre—Promotions.

A. T. (Umaru) of 15.5.'41 para. 175

To fill the permanent vacancy for a Deputy Mecl Engineer caused by the transfer of Mr. E. L. Roberts to the Operating (Power) Department, *vide* para. 3 of my reference quoted above, I recommend that :-

Mr. W. G. W. Reid, Assistant Mechanical Engineer, Senior Scale (Rs 625-1,350) pay Rs 1,250 plus £30 Sterling Overseas Pay, 20th year of service,	be promoted as	Deputy Mechanical Engineer, (Scale Rs 1,750-50-1,900) on Rs 1,750 plus £13-6-8 Sterling Overseas Pay from 1st February, 1941, and be allowed to draw Rs 1,800 plus £13-6-8 Sterling Overseas Pay from 9th October, 1941, the date of completion

Government of Madras

PUBLIC (SERVICES) DEPARTMENT

G.O. No. 636, 27th March 1940

Public Services—Provincial Services—Madras General Service—Post of Assistant Secretary to Government, Finance Department—Permanent retention—Cadre—Special rules—Amended.

READ—the following papers :—

G.O. No. 757, Public (Services), dated 23rd July 1934.

G.O. No. 100, Public (Services), dated 12th January 1940 (amendment last issued).

Order—No. 636, Public (Services), dated 27th March 1940.

The following notification will be published in the *Fort St. George Gazette* :—

CW 4962 Flag. From the Bd orders, no 3148 of 3 Aug.
p13 cf

US

Please see the Bd's reply at p13 cf.

The file may be sent to Rev. for remarks -
vide the notes at p 2 ante.

RS Rao
17 Aug 44

WS
17 Aug
Rev

Proc no 2383 Flag ii

To R.S.

Rev Deptt

[Revenue list taken on p. 2 ante]

Please see the memo to the Board of Revenue on pp 11-12 cf the Board's reply on p. 13 cf. and P. WD's further notes above.

2. The Board considers that the form of order of grant printed in Appendix XXX-A to B.S.O. No 24-A may be adopted in this case with suitable modifications as follows:

(1) the period of notice as required in condition 18 may be fixed as six months in this case &

(2) conditions embodied in para paras 4 (b) and 4 (c) in the draft order of grant approved in Go. No. 1742 P W.D. dt 25-8-1937 may be imposed as they are necessary in this case.

3. The orders of the suggestions of the Board of Revenue referred to above may be accepted in this Deptt and the file returned to P. WD. for.

Rev no 2861F/44-5265
24.8.44.

G EO
24 Aug. 24 Aug 44

Pwd

US

A draft order to the PPO is noted.

RS Rao
28 Aug

WS
Revenue

pp15-16 cf. Issued as No 2383 F/44-5 dt 29.8.44
pp17- cf. From the PP.O No 2189 Gl/44-3 dt 18.10.44

Tours

The P.P.O. has submitted a draft orders of

A. L.
28-6-'41.

4. The instructions of the Railway Board are already being followed.

5. It will also be seen from the Railway Board's letter now forwarded that the Revised Rolling Stock Programme, *i.e.* the Programme as approved by the Railway Board after discussion of the Rolling Stock Programme in March last need not be submitted with the Works Programme, as it is explained that the Revised Rolling Stock Programme showing the changes necessary in the original programmes approved by the Railway Board and the Standing Finance Committee are required by them in November.

221.—Realignment of Main Line between Mile 12/18 and 13/5 between Londa and Tinaighat and provision of four 4-feet Hume reinforced cement concrete pipes in lieu of Bridge No. 60 collapsed.

B. L. No. 4070 of 25-4-'40.

In January, 1940, an estimate, "Constructing an arch culvert 12 feet 6 inches span in place of cracked archbridge No. 60 at mile 13/0-1 between Londa and Tinaighat" amounting to Rs 20,899, chargeable to Revenue was sanctioned by me. Funds were certified from the provision for "Works costing not more than Rs 1 lakh each" in the *Pink Book for 1939-40.

*Vide A. L. (Umgre) of 1-4-'39, para. 172.

2. Bridge No. 60, however, collapsed under traffic on 12th April, 1940. To restore through communication a temporary diversion was made but as this diversion had no waterway in it and the southwest monsoon was imminent, it was decided to put in a permanent diversion with a waterway of four 4-feet Hume reinforced cement concrete pipes.

3. At that time no estimate had been prepared and it was proposed to find funds from the sum of Rs 0·50 lakh provided for the original work, *vide* item 9 of Annexure 'B' attached to the †Revised Pink Book for 1940-41. By November, 1940, the work was nearly completed and from figures then available it was anticipated that the total cost would not exceed Rs 1 lakh. A provision of Rs 99,000 was accordingly made in the ‡Revised Estimate for Grant No. 12—Open Line Works—for 1940-41.

†*Vide* A. L. (Umgri) of 18-7-'40, para. 313.

‡*Vide* A. L. (Umgri) of 26-12-'40, para. 586.

4. As a result, however, of subsequent debits together with irrecoverable expenditure of Rs 354 incurred on the original sanctioned estimate, *vide* sub-para. 1 above; and the cost of temporary diversion *viz.* Rs 4,200, *vide* sub-para. 2 above, the total cost of the work exceeded Rs 1 lakh and is now estimated at Rs 1,12,395.

5. In the §Railway Board's final Grant in respect of Grant No. 12—Open Line Works—for 1940-41, provision of Rs 1·04 lakhs was included for this work, the designation of which in view of the circumstances explained above was then changed to "Realignment of Main Line between Mile 12/18 and 13/5 between Londa and Tinaighat and provision of four 4-feet Hume reinforced cement concrete pipes in lieu of Bridge No. 60 collapsed".

§*Vide* A. L. (Umgur) of 10-4-'41, para. 116.

grant modifying condition 18 of the form and incorporating the conditions embodied in paras 4(b) and 4(c) in the draft order of lease deed appd in G.O. 1742 PWD dy 25.8.1937 as instructed in the memo at pp 15-16 c.F. The draft of the order of grant may be appd. Draft order is submitted for appl.

The file may perhaps be sent to Rev & Legal depts. for perusal & remarks if any.

F

25/X/44 Thdl

W 27/X/44 Rev/Legal

Rev Dept No. 112383 F/44-6

ASST. SECRETARY TO GOVT. X.44

30 OCT 1944

3655 F

REVENUE DEPARTMENT

28.8.

Rev. Dept

[Revenue last para on p. 3 ante]

The subsequent notes of P.W.D. on pp 3-4 ante and the draft order may be perused and the file passed on to Legal.

G 31/10/44 Rev

Legal Dept

Rev 3699 F/44-1

1-11-44

The alterations indicated in red ink in the draft order of grant may be made.

Rev 14/11/44 P.W.D.

ASSISTANT SECRETARY

2 - NOV 1944

LEGAL DEPARTMENT.

Legal U.O. 7108-1

ASSISTANT SECRETARY 14/11/44

F/1 6878

Issued as G.O. Ms. No. 3164 PW dy 15-11-1944

W/Tw/Mm